

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: 10/528,793  
Applicant: Toru Miyano  
Filed: March 23, 2005  
Title: DISK APPARATUS, DISK APPARATUS CONTROLLING METHOD, PROGRAM  
AND RECORDING MEDIUM  
T.C./A.U.: 2621  
Examiner: Oluwaseun Adegeye  
Confirmation No.: 6226  
Docket No.: MTS-3553US


**INTERVIEW SUMMARY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

During the telephone interview of February 19, 2009, Applicant's representatives argued the differences between Applicant's claim 1 and the Shi reference. The Examiner then agreed that the Shi reference would have to be more closely looked at with respect to claim 1 when a response is filed. No agreement was reached.

Respectfully submitted,



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JLE/so

Dated: February 20, 2009

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